

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Home Department – A.P. Jail Services - Sri M. Ramakrishnama Naidu, Junior Assistant (Retired) — Awarded punishment of “reduced to the rank of Warder from the post of Junior Assistant” and suspension period from 19.09.2000 to 15.03.2002 was treated as Not Duty” – Orders set aside by the Hon’ble High Court of Andhra Pradesh in W.P.No. 3709 of 2009 - Implementation of High court orders - Orders – Issued.

HOME (PRISONS & FIRE) DEPARTMENT

G.O.Rt.No.1016

DATED: 29.11.2019.

Read the following:-

From the Director General of Prisons & Correctional Services, Andhra Pradesh, Vijayawada, Lr.No.Estt-3/441/2018, Dated 20.03.2019.

* * *

ORDER:

In the reference read above, the Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada, has reported that Sri M. Ramakrishnama Naidu, while working as Junior Assistant at Central Prison, Cuddapah, was kept In-charge Deputy Jailor for Sub Jail Grade-II, Chittoor on O.D. basis. He was placed under suspension from 19.09.2000 to 15.03.2002 in connection with escape of (10) Remand Prisoners from Sub Jail Grade-II, Chittoor on 17.09.2000 at 4-00 PM, when he was In- charge Superintendent to Sub Jail, Grade-II, Chittoor. After following due procedure, he was awarded the punishment of “reduced to the rank of Warder from the post of Junior Assistant” and his suspension period from 19.09.2000 to 15.03.2002 was treated as Not Duty” vide Proceedings of Deputy Inspector General of Prisons, Rayalaseema Region, Kadapa, No.DIG(R)/OS/2952/2001, dated.19.11.2001.

2. Aggrieved by the above, Sri M. Ramakrishnama Naidu, Junior Assistant, filed O.A.No. 2720/2002 before the APAT. The Hon’ble APAT in its orders dated: 13.02.2009 dismissed the O.A. Subsequently the applicant filed W.P. No: 3709 of 2009 in the High Court of A.P against the orders of APAT. The Hon’ble High Court of A.P., Hyderabad, in its orders dated: 04.10.2018 have passed following orders :-

The writ petition is accordingly allowed setting aside the order of the Tribunal dated: 13.02.2009 in O.A.No.2720 of 2002 as well as the proceedings dated: 19.11.2001 of the Deputy Inspector General of Prisons, Rayalaseema Region, Kadapa and the proceedings dated 15.02.2002 of the Director General & Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad.

(P.T.O.)

3. Finally, the Director General of Prisons and Correctional Services, Andhra Pradesh, has requested the Government to clarify and issue necessary orders for regularization of the suspension period of Sri M.Ramakrishnama Naidu, Junior Assistant (Retired on 28.02.2018) from 19.09.2000 to 15.03.2002 as duty and to release all the consequential benefits i.e., increments, Automatic Advancement Scheme and Promotion as requested by the applicant as he retired from Government service on the attaining the age of superannuation on 28.02.2018.

4. Government after careful examination of the matter, keeping in view the orders of Hon'ble High Court dated: 04.10.2018 in W.P. No: 3709 of 2009, hereby order to set aside the punishment of "reduced to the rank of Warder from the post of Junior Assistant" awarded by the then Deputy Inspector General of Prisons, Rayalaseema Region, Kadapa, vide his Proc No.DIG(R)/OS/2952/2001, dated.19.11.2001 against Sri M.Ramakrishnama Naidu, Junior Assistant (Retired on 28.02.2018) duly treating the suspension period from 19.09.2000 to 15.03.2002 as "on duty" as per Rule FR 54 B(3) for releasing all consequential benefits i.e., increments, Automatic Advancement Scheme and notional Promotion etc.

5. The Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada, shall take necessary further action accordingly. The original records received through the reference cited are herewith returned.

6. This order issues with the concurrence of Finance (HR.IV-FR) Department, vide their U.O.No FIN01-HR/46/2019-HR-II, Dated:31.10.2019.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R.M.KISHORE KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Prisons and Correctional Services,
Andhra Pradesh, Vijayawada. (along with original records)

Copy to:

The individual through Director General of Prisons & Correctional Services,
Andhra Pradesh, Vijayawada.
The Accountant General, Andhra Pradesh, Vijayawada.
The Director of Treasuries, Andhra Pradesh.
The Finance (HR.IV-FR) Department.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER